

David J. Kaminski, Esq. (State Bar No. 128509)
Kaminskid@cmtlaw.com
Stephen Watkins, Esq. (State Bar No.205175)
Watkinss@cmtlaw.com
CARLSON & MESSER LLP
5959 W. Century Boulevard, Suite 1214
Los Angeles, California 90045
(310) 242-2200 Telephone
(310) 242-2222 Facsimile

Attorneys for Defendants, ALAN ROSEN d/b/a
ROSEN & LOEB, STEVEN SCOTT LOEB d/b/a
ROSEN & LOEB, ROSEN & LOEB

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JOVILNA BUSTO,

Plaintiff,

vs.

ALAN L. ROSEN d/b/a ROSEN & LOEB,
STEVEN SCOTT LOEB d/b/a ROSEN &
LOEB, ROSEN & LOEB and DOES 1-10,

Defendants.

CASE NO.: 5:12-cv-05217-EJD

**STIPULATION RE: DISMISSAL
WITHOUT PREJUDICE
PURSUANT TO FRCP 41(a)(1)(A)(ii)**

TO THE HONORABLE COURT, TO ALL PARTIES HEREIN AND TO
THEIR RESPECTIVE COUNSEL OF RECORD:

{00009659.DOC;1}

PLEASE TAKE NOTICE that Plaintiff JOVILNA BUSTO, an Individual (“Plaintiff”), through her counsel or record, Ryan Lee of Krohn & Moss, Ltd., and Defendants ALAN B. ROSEN d/b/a ROSEN & LOEB, STEVEN SCOTT LOEB d/b/a ROSEN & LOEB, ROSEN & LOEB (“Defendants”), through their counsel of record, David J. Kaminski of Carlson & Messer LLP, hereby file this Stipulation to Dismiss the above-entitled action, in its entirety, without prejudice, pursuant to FRCP 41(a)(1)(A)(ii). The Parties request the court to retain jurisdiction for settlement purposes only.

Each party to bear their own costs and expenses.

DATED: October 10, 2013

KROHN & MOSS, LTD.

By: /s/ Ryan Lee
Ryan Lee
Attorneys for Plaintiff,
JOVILNA BUSTO

DATED: October 10, 2013

CARLSON & MESSER, LLP

By: /s/ David J. Kaminski
David J. Kaminski
Stephen Watkins
Attorneys for Defendants,
ALAN L. ROSEN d/b/a ROSEN & LOEB,
STEVEN SCOTT LOEB d/b/a ROSEN & LOEB,
ROSEN & LOEB

SIGNATURE CERTIFICATION

Pursuant to Section 2(f)(4) of the electronic Case Filing Administrative Policies and Procedures Manual, I hereby certify that the content of this document is acceptable to Ryan Lee, counsel for Plaintiff, and that I have obtained Mr. Lee's authorization to affix his electronic signatures to this document.

Dated: October 10, 2013

By: /s/ David J. Kaminski
David J. Kaminski

CERTIFICATE OF SERVICE

I hereby certify that on this **10th** day of **October, 2013**, a true and accurate copy of the foregoing **STIPULATION TO DISMISS PURSUANT TO FRCP 41(a)(1)(A)(ii)** with the Clerk of Court using the ECF system which will send notification of such filing to the following E-mail address(es):

rlee@consumerlawcenter.com

By: /s/David J. Kaminski
David J. Kaminski